

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re)
) Case No. _____
)
) NOTICE OF MOTION
) FOR REDEMPTION OF
) PERSONAL PROPERTY
Debtor(s))

NOTICE IS GIVEN THAT:

1. A motion, **COPY ATTACHED**, was filed by the debtor(s) for redemption of personal property (as provided by 11 U.S.C. §722) held as collateral by the secured creditor whose name and address for mailing (see Fed. Bankruptcy Rule 7004) are:
2. The name and address of the debtor's attorney are:
3. If you WISH TO RESIST the motion, YOU MUST, WITHIN 14 DAYS OF THE SERVICE DATE SHOWN BELOW, FILE a written response with the Clerk of Court (i.e., if the 5-digit portion of the Case No. begins with "3" or "4", mail to 1001 SW 5th Ave. #700, Portland OR 97204; OR if it begins with "6" or "7", mail to 405 E 8th Ave #2600, Eugene OR 97401).
4. Contents of Response. A response must: (1) state the facts upon which redemption is resisted, AND (2) include the name and address of the respondent's attorney (or respondent, if no attorney).
5. Failure to Respond. If you fail to file a timely response, then the court may sign an ex parte order, submitted by the debtor, granting the redemption as requested.

CLERK, U.S. BANKRUPTCY COURT

CERTIFICATE OF SERVICE

I certify that, pursuant to FRBP 7004, on _____ copies of both the above Notice AND the Motion were served on the trustee and creditor at the address listed above.

Signature

Debtor's Address & Taxpayer ID#(s) (last 4 digits)

1 **REX K. DAINES, OSB # 95244**
2 Email: rdaines@olsendaines.com
3 OLSEN, OLSEN & DAINES LLC
4 1599 State Street
5 Salem, Oregon 97301
6 Phone: (503) 362-9393
7 Facsimile: (503) 362-1375
8
9

10 IN THE UNITED STATES BANKRUPTCY COURT
11 FOR THE DISTRICT OF OREGON

12 IN RE:

13 David and Linda Culpepper,

14 Debtors.

Case No. 09-38599-rld7

DEBTORS' MOTION FOR
REDEMPTION

15
16
17
18 Debtors, David and Linda Culpepper, by and through their attorney Rex K. Daines, move for
19 an order allowing redemption of certain personal property as follows:

- 20 1. The name of the secured creditor is Selco Credit Union.
21 2. The property to be redeemed is a 2006 GMC Canyon PU.
22 3. The total balance due on the vehicle is \$12,721.

1 DEBTORS' MOTION FOR REDEMPTION

Olsen, Olsen & Daines LLC
1599 State Street
Salem, Oregon 97301
Phone: (503) 362-9393

4. The current replacement value of the vehicle is \$3,500.
5. The Kelly Blue Book private party good value is \$8,100.
6. The vehicle is in poor condition.
7. The vehicle requires approximately \$4,300 in repairs to restore it to fair condition. See exhibits A and B.
8. The vehicle requires significant exterior repairs due to a collision with a deer.
9. The vehicle requires significant interior repairs including new cloth lining.
10. The amount to be paid to the secured creditor is \$3,500.
11. The redemption payment will be made within 30 days of the order allowing redemption.
12. The property listed above is personal property intended primarily for personal, family, or household use and is secured by a dischargeable consumer debt.
13. The property is exempted under 11 U.S.C. §522.

WHEREFORE, debtors pray for an Order granting redemption.

Dated this 20th day of January, 2010.

OLSEN, OLSEN & DAINES LLC

BY: /s/ Rex K. Daines
Rex K. Daines, OSB # 95244
Email: rdaines@olsendaines.com
1599 State Street
Salem, Oregon 97301
Phone: (503) 362-9393
Facsimile: (503) 362-1375

Date: 1/14/2010 08:00 AM
 Estimate ID: CULPEPPER
 Estimate Version: 0
 Preliminary
 Profile ID: STATE FARM

Bob Thomas Car Company

345 N.E. Third St., Bend, OR 97701
 (541) 318-7818
 Fax: (541) 312-6726
 Email: davel@bobthomas.com

Damage Assessed By: DAVID LUEBBE

Deductible: 0.00
 Claim Number: CULPEPPER

Owner: DAVID CULPEPPER

591-385-0120

Mitchell Service: 910230

Description: 2006 GMC Canyon SLT
 Body Style: 4D PkUp Crw 5' Bed 126" WB
 VIN: 1GTDT136568122005

Drive Train: 3.5L Inj 5 Cyl 4WD

Options: VEHICLE ANTI-THEFT, PASSENGER AIRBAG, DRIVER SIDE AIRBAG, HEATED SEAT
 POWER DRIVER SEAT, POWER LOCK, POWER WINDOW, POWER STEERING
 MANUAL AIR CONDITION, CRUISE CONTROL, TILT STEERING COLUMN, LEATHER SEAT
 POWER PASSENGER SEAT, SLIDING REAR PICKUP WINDOW, ANTI-LOCK BRAKE SYS.
 FOG LIGHTS, ALUM/ALLOY WHEELS, LEATHER STEERING WHEEL, 5 CYL. ENGINE, CD PLAYER
 POWER ADJUSTABLE EXTERIOR MIRROR, 4WD OR AWD, PRIVACY GLASS, FRONT AIR DAM
 FIRST ROW BUCKET SEAT, KEYLESS ENTRY, OUTSIDE TEMPERATURE GAUGE, TACHOMETER
 AUTOMATIC HEADLIGHTS, PASSENGER AIRBAG CUTOFF SWITCH/SENSOR, MP3 PLAYER
 DAYTIME RUNNING LIGHTS

Line Item	Entry Number	Labor Type	Operation	Line Item Description	Part Type/ Part Number	Dollar Amount	Labor Units
1	002622	BDY	REMOVE/INSTALL	Frt Bumper Assy			INC #
2	AUTO	BDY	OVERHAUL	Frt Bumper Cover Assy			1.6 #
3	002637	BDY	REMOVE/REPLACE	Frt Bumper Cover	12335806 GM PART	163.48	INC #
4	001729	BDY	REMOVE/INSTALL	L Fender Wheel Opening Flare			0.3
5	000362	BDY	REPAIR	L Fender Panel	Existing		4.0* #
6	AUTO	REF	REFINISH	L Fender Outside			C 2.0
7	000383	BDY	REPAIR	L Fender Wheel Opening Flare	Existing		0.5*
8	AUTO	REF	REFINISH	L Frt Wheel Opening Flare			C 1.4
9	001576	REF	BLEND	Cab Rear Panel Outside			C 0.9
10	000573	BDY	REPAIR	L Frt Door Repair Panel	Existing		1.0* #
11	AUTO	REF	REFINISH	L Frt Door Outside			C 1.8
12	001605	BDY	REMOVE/INSTALL	L Frt Otr Belt Moulding			0.4 #
13	003915	BDY	REMOVE/REPLACE	L Frt Door Power Mirror Assy	15246906 GM PART	192.50	INC #
14	001615	BDY	REMOVE/INSTALL	L Frt Otr Door Handle			0.7 #
15	000475	BDY	REPAIR	L Rear Door Repair Panel	Existing		2.0* #
16	AUTO	REF	REFINISH	L Rear Door Outside			C 1.6
17	001797	BDY	REMOVE/INSTALL	L Rear Otr Belt Moulding			0.2
18	001649	BDY	REMOVE/INSTALL	L Rear Otr Door Handle			0.8 #
19	000113	BDY	REPAIR	L Pickup Bed Side Panel Assy	Existing		5.0*
20	AUTO	REF	REFINISH	L Bed Outer Side Panel			C 2.7

ESTIMATE RECALL NUMBER: 01/14/2010 08:00:34 CULPEPPER

Mitchell Data Version: OEM: DEC_09_V

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EXHIBIT B

PAGE 1 OF 3

Date: 1/14/2010 08:00 AM
Estimate ID: CULPEPPER
Estimate Version: 0
Preliminary
Profile ID: STATE FARM

21	001723	REF	REFINISH	L Rear Wheel Opening Flare				C 1.4
22	001672	BDY	REMOVE/INSTALL	L Rear Combination Lamp				0.2
23	002611	BDY	REMOVE/INSTALL	Rear Bumper Assy				0.5
24	900500	BDS *	CHECK/ADJUST	COURTESY WASH/CLEAN- NO CHARGE	Existing			0.0*
25	900500	BDY *	REMOVE/REPLACE	COLLISION MATERIAL	** QUAL REPL PART	15.00 *		0.0*
26	AUTO	REF	ADD'L OPR	Clear Coat				2.7
27	933003	REF	ADD'L OPR	TINT COLOR				0.5*
28	933018	REF	ADD'L OPR	MASK FOR OVERSPRAY			0.00 *	0.5*
29	AUTO		ADD'L COST	Paint/Materials			450.00 *	
30	AUTO		ADD'L COST	Hazardous Waste Disposal			5.00 *	

* - Judgment Item
- Labor Note Applies
C - Included in Clear Coat Calc

Estimate Totals

I. Labor Subtotals						II. Part Replacement Summary	
	Units	Rate	Add'l Labor Amount	Sublet Amount	Totals		Amount
Body	17.2	50.00	0.00	0.00	860.00	Taxable Parts	370.98
Refinish	15.5	50.00	0.00	0.00	775.00		
Taxable Labor					1,635.00	Total Replacement Parts Amount	370.98
Labor Summary	32.7				1,635.00		
III. Additional Costs					Amount	IV. Adjustments	
Taxable Costs					455.00	Insurance Deductible	
Total Additional Costs					455.00	Customer Responsibility	
Paint Material Method: Rates							
Init Rate = 30.00 , Init Max Hours = 99.9, Add'l Rate = 0.00							
						I. Total Labor:	1,635.00
						II. Total Replacement Parts:	370.98
						III. Total Additional Costs:	455.00
						Gross Total:	2,460.98
						IV. Total Adjustments:	0.00
						Net Total:	2,460.98

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EXHIBIT B
PAGE 2 OF 3

Date: 1/14/2010 08:00 AM
Estimate ID: CULPEPPER
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Preliminary
Profile ID: STATE FARM

THIS ESTIMATE HAS BEEN PREPARED BASED ON THE USE OF A MOTOR VEHICLE CRASH PART NOT MADE BY THE ORIGINAL EQUIPMENT MANUFACTURER. THE USE OF A MOTOR VEHICLE CRASH PART NOT MADE BY THE ORIGINAL EQUIPMENT MANUFACTURER MAY INVALIDATE ANY REMAINING WARRANTIES OF THE ORIGINAL EQUIPMENT MANUFACTURER ON THAT MOTOR VEHICLE PART. THE PERSON WHO PREPARED THIS ESTIMATE WILL PROVIDE A COPY OF THE PART WARRANTY FOR CRASH PARTS NOT MADE BY THE ORIGINAL EQUIPMENT MANUFACTURER FOR COMPARISON PURPOSES.

This is a preliminary estimate.

Additional changes to the estimate may be required for the actual repair.

BOB THOMAS CHEVROLET-CADILLAC-HONDA warranties body and paint repair to the vehicle so long as the vehicle remains under the present ownership.

ATTN: Mike Fuller
pages 16+11

ESTIMATE RECALL NUMBER: 01/14/2010 08:00:34 CULPEPPER

Mitchell Data Version: OEM: DEC_09_V

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EXHIBIT B

PAGE 3 OF 3

AUTO CARE

61343 SOUTH HWY 97
BEND, OR 97702
(541) 388-4189



ESTIMATE
000047

01/14/10 01/14/10
04:59 PM 04:59 PM
TERR: 7495
NONSIG: 181995

PAGE: 01

PRICE ESTIMATE**DO NOT PAY***

BILL TO: DAVID CULPEPPER
2524 NW UPPERRIM DR
BEND, OR 97701

PHONE 1..... (541) 385-0120 EXT.
PHONE 2..... (541) 948-4859 EXT.
DATE REQUESTED 01/14/10
TIME REQUESTED
RETURN PARTS.. NO
SALESMAN..... 005 / 005

VEH YEAR/MAKE. 06 GMC TRUCK
VEHICLE MODEL. CANYON SL
VEHICLE COLOR.
LICENSE/STATE. 148CDJ / OR
ODOMETR IN/OUT / NA
PRIOR INVOICE. 021340

ACCOUNT # COB TC CUST# TYPE/STATE
749500001 2 01 01120 0 OR

SLSM	TECH	PRODUCT CODE	BC	QTY	DESCRIPTION	PARTS	LBR/EXCISE	LINE TOTAL
005		046-788	R	1	LONG RACK (RACK & PINION-LEAKING & LOOSE)	346.00	256.00	602.00
005		078-157	R	1	ALIGNMENT (REF THRUST ANGLE-NO REAR ADJ)	.00	54.99	54.99
005		046-788	R	1	RF OUTPUT SHAFT SEAL (LEAKING)	16.00	288.00	304.00
005		046-788	R	4	KVB GR2 SHOCKS (REAR LEAKING)	65.00	15.00	320.00
005		046-788	R	1	RADIATOR (LEAKING)	295.00	248.00	543.00
005		046-200	R	2	50/50 PRE MIX DEX-COOL GALLON	18.00	.00	36.00
005		046-200	R	1	UNDER HOOD FUSE BOX COVER (MISSING)	39.99	.00	39.99

CUSTOMER AUTHORIZATION FOR TOTAL

TAXABLE AMOUNT

PARTS TOTAL..... 992.99
LABOR TOTAL..... 906.99
SUB TOTAL..... 1899.98
SALES TAX..... .00

ESTIMATE TOTAL \$1,899.98**PRICE EXPIRATION DATE 03/15/10**

SEE REVERSE SIDE FOR IMPORTANT SAFETY
WARNING AND WARRANTY INFORMATION

HAVE A QUESTION OR PROBLEM?
Please tell our store manager, we value your opinion as much as your business. Should you need additional assistance, call our
CUSTOMER ASSISTANCE LINE 1-800-321-2136

EXHIBIT APAGE 1 OF 1